

Message Text

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PAGE 01 MANILA 01876 191205Z

44

ACTION EA-14

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NSAE-00 NSC-10 PA-04 RSC-01 AID-20 CIEP-02 SS-20

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TAGS: ENRG, EFIN, RP

SUBJ: GOP IMPOSES PREMIUM DUTY ON EXPORTS

REF: MANILA

1. FOLLOWING IS TEXT OF EXECUTIVE ORDER OF FEBRUARY 16
IMPOSING PREMIUM DUTIES ON CERTAIN EXPORT PRODUCTS. QUOTE
SECTION I.

IN ADDITION TO THE EXPORT DUTIES, HEREIN REFERRED TO
AS BASIC RATE, LEVIED UNDER SECTION 514, TITLE III BOOK I OF R.A.
NO. 1937, AS AMENDED BY P.D. NO. 230, THERE SHALL BE LEVIED,
ASSESSED AND COLLECTED A PREMIUM DUTY ON THE DIFFERENCE
BETWEEN THE CURRENT PRICE AS ESTABLISHED BY THE BUREAU OF
CUSTOMS AND THE BASE PRICE OF THE PRODUCTS AS ESTABLISHED
IN SECTION II HEREOF IN ACCORDANCE WITH THE FOLLOWING
SCHEDULE:

EXPORT PRODUCTS	PREMIUM DUTY
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WOOD PRODUCTS

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PAGE 02 MANILA 01876 191205Z

(1) LOGS, INCLUDING POLES	30 PERCENT
(2) LUMBER	20 PERCENT

- (3) VENEER, FACE AND CORE 20 PERCENT
- (4) PLYWOOD 20 PERCENT

MINERAL PRODUCTS

(1) METALLIC ORES AND CONCENTRATES

- (A) COPPER 30 PERCENT
- (B) IRON 20 PERCENT
- (C) CHROMITE 20 PERCENT

(2) NON-METALLIC

- (A) CLINKER, CEMENT 20 PERCENT
- (B) PORTLAND CEMENT 20 PERCENT

PLANT AND VEGETABLE PRODUCTS

(1) X COCONUT

- (A) COPRA 30 PERCENT
- (B) DESICCATED COCONUT 20 PERCENT
- (C) COPRA MEAL OR CAKE 20 PERCENT
- (D) COCONUT OIL 20 PERCENT

(2) SUGAR AND SUGAR PRODUCTS

- (A) CENTRIFUGAL SUGAR 20 PERCENT
- (B) MOLASSES 20 PERCENT

SHOULD THE CURRENT PRICE OF ANY EXPORT PRODUCT BE BELOW THE ESTABLISHED BASE PRICE, THEN ONLY THE BASIC RATE PRESCRIBED UNDER P.D. NO. 230 SHALL BE APPLIED.

SECTION 2. INITIALLY, THE BASE PRICES UPON WHICH THE PREMIUM DUTY SHALL BE LEVIED SHALL BE EIGHTY PER CENTUM (80 PERCENT) OF THE F.O.B. VALUE OF THE EXPORTS ESTABLISHED BY THE BUREAU OF CUSTOMS FOR FEBRUARY 1974. THE NATIONAL ECONOMIC AND DEVELOPMENT AUTHORITY SHALL, FROM TIME TO TIME, REVIEW AND ESTABLISH SUCH BASE PRICES TAKING INTO ACCOUNT, AMONG OTHERS, THE COST CONDITIONS IN THE VARIOUS INDUSTRIES.

SECTION 3. THIS ORDER SHALL TAKE EFFECT IMMEDIATELY.

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PAGE 03 MANILA 01876 191205Z

2. COMMENT: SINCE SEPTEMBER 1973, BUREAU OF CUSTOMS HAS EACH MONTH ESTABLISHED A FIXED "EXPORT PRICE" FOR EACH COMMODITY SUBJECT TO EXPORT TAX. THIS PRICE, ANNOUNCED IN ADVANCE, IS VALID THROUGHOUT MONTH AND IS USED AS THE BASE FOR CALCULATING THE EXPORT TAX ON EACH COMMODITY SHIPPED DURING THE MONTH. COPRA EXPORTERS AND OTHERS WHO NORMALLY SELL FOR FUTURE DELIVERY HAVE PROTESTED THAT THEY DO NOT KNOW INCIDENCE OF TAX WHEN SALES ARE CONCLUDED. FURTHERMORE, EXPORTERS ARE PROTESTING IMPOSITION OF NEW PREMIUM TAX WITHOUT NOTICE ON EXPORTS UNSHIPED AS OF FEB 16 FOR WHICH TRANSACTIONS HAVE ALREADY BEEN COMPLETED. UNCERTAINTY

AS TO FUTURE INCIDENCE OF TAX BECAUSE OF WIDE DISCRETIONARY AUTHORITY
GIVEN NEDA UNDER SECTION 2 IS ALSO MATTER OF CONCERN TO EXPORTERS.
SULLIVAN

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